

**From:** [Gamezone Miniatures](#)

**Sent:** Friday, November 29, 2013 4:04 PM

**To:** [Kickstarter Copyright](#)

**Subject:** Re: Your project is the subject of an intellectual property dispute and has been paused

I declare under penalty of perjury that we have a good-faith belief that the challenged material violates our rights and that the information in this complaint is true and correct.

My name is Daniel Gonzalez Garcia. I am the owner of the registered trademark "Heroquest". I am writing to inform Kickstarter about the recent disabling of my KS project Heroquest game <http://www.kickstarter.com/projects/2113976860/heroquest-25th-anniversary> which is not in violation of trademark "Heroquest" which is registered with the Kingdom of Spain Patents and Trademark Office (OEPyM).

In good faith Daniel Gonzalez Garcia currently holds the brand HeroQuest, by subscribing their registered owner of a contract for exclusive exploitation. The (Registration Number M304065) for use in games and toys. OEPyM ([http://www.oepm.es/es/signos\\_distintivos/detalle.html?ref=M%203040965](http://www.oepm.es/es/signos_distintivos/detalle.html?ref=M%203040965)) is registered and protected by the laws of the Kingdom of Spain, so it does not apply any laws from other countries, on the basis that there is no commercial operations intent inside the U.S.A. or other countries. Consequently there cannot be a violation of the rights of the owners in third party countries. As well we add an attached PDF file from [www.tmdn.org](http://www.tmdn.org) with Mr. Daniel Gonzalez Garcia trademark registration information.

Using the Kickstarter platform is for the sole purpose of obtaining a greater international outreach in fundraising and completion of the project. Said project can not infringe upon the trademark holders of HeroQuest in USA (Moon Design) since at no time has trade or commercial distribution of this brand in that country been realized, this was the publishing of a simple project only, which is given the name matching the trademark that is held in the Kingdom of Spain as stated before.

As a sign of good faith and due diligence from GameZone® MINIATURES, prior to the publication of the Kickstarter project, it was communicated to Moon Design the intent to carry out such a project, obtaining a negative response to the question of distributing the game in the U.S., as such rights belong to Moon Design, agreeing with it, but at no time did they refuse, prohibited or veto the possibility of obtaining funding through Kickstarter for the subsequent development of the game within the Kingdom of Spain.

After two days of being held in discussions and negotiations with Moon Design, at their personal request, to achieve an agreement that would avoid the possible intent by Moon Design to try and suspend the project via Kickstarter. These negotiations were advancing until the report of the suspension of the project by Kickstarter. However, despite this, today we remain open to the possibility of reaching an agreement satisfactory to both parties.

We at Gamezone® MINIATURES would like to humbly request to Kickstarter that they return our project back to its active status. We understand that Moon Design has the Trademark rights of the HeroQuest trademark in Role playing game equipment in the nature of game book manuals as stated in the <http://www.uspto.gov> website in the USA but that does not give them the right to contest our project as we as have the trademark rights to games and toys within the Kingdom of Spain and are not producing a game manual but a toy.

I understand that Kickstarter may provide third parties, including Moon Design, with a copy of this complaint.

Regards

**Daniel Gonzalez Garcia**  
**Dionisio Rubio**